

# **Exhibit E**

1 UNITED STATES DISTRICT COURT  
2 SOUTHERN DISTRICT OF FLORIDA

3 CASE NO: 21-24441-CIV-ALTONAGA/Torres  
4 2009-CA-212-O

5 MARK CASSIDY, on behalf of himself  
6 and others similarly situated,

7 Plaintiff,

8 vs.

9 VOYAGER DIGITAL LTD, and  
10 VOYAGER DIGITAL LLC,

11 Defendants.

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12 A. Well, I don't know if it's kept in Voyager's  
13 name or another name, I guess I should say.  
14 Q. Okay. So, going back to this interest, is  
15 there anything unique that you can see here or tell us  
16 about Mr. Cassidy that makes it different from anyone  
17 else that was registered in the Voyager Earning Program  
18 in terms of how this interest is paid?

19 A. Not looking at this, no.

20 Q. Okay. And I don't want to -- I don't want to  
21 spend hours on this. I mean, if Mr. Cassidy was in  
22 Texas or if he was in California, would there be any  
23 different that you would look at in this chart in terms  
24 of how he was paid interest every month if both people  
25 met the minimum amount that was necessary each month?

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1 MR. SADEGHI: Objection to form.

2 THE WITNESS: No. His earn would be the same,  
3 as far as I know, in those state -- in those  
4 states.

5 BY MR. MOSKOWITZ:

6 Q. So there's no distinction for the Voyager Earn  
7 Program by state.

8 Is there any difference in terms of how much  
9 besides just their percentage would be higher? You  
10 don't, like, get treated completely different if you

1 don't need to go through each one -- which talks about  
2 the numbers of users of the platform, like it says  
3 9 million crypto transactions, 3.2 million unique users,  
4 there's no dispute that tens of thousands, if not more,  
5 of those people are in Florida, correct?

6 A. Correct.

7 Q. Okay.

8 A. I'm sorry, can you repeat the question?

9 Q. Yeah.

10 There's definitely at least tens of thousands  
11 of Voyager Platform members that are residents of the  
12 State of Florida?

13 A. Oh. Yes.

14 Q. Yeah, okay.

15 (Defendants' Exhibit Number 11 was marked for  
16 identification.)

17 BY MR. MOSKOWITZ:

18 Q. Let's go to ele- -- Exhibit 11, and then  
19 that'll be our final exhibit before lunch.

20 Exhibit 11, Miss Casey, was a document  
21 provided by Voyager. It's not our document. It was  
22 generated and formulated by Voyager. And, if we could  
23 make it bigger, this how it was produced to us.

24 So we're under the impression that it was  
25 revenues that are produced from Florida users that use

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3 What -- what part of that, you know, do you  
4 need to read? And I'm happy for you to read the  
5 articles. We can sit here and read them. I just want  
6 to know generally if you understand what their  
7 allegations are.

8 A. I mean, I have not read them through, no.

9 Q. Okay. Take your time. We'll -- we'll wait  
10 and you can read the first one. I just need to know if  
11 Mark Cassidy's account falls within what all these  
12 different states are making allegations about or if his  
13 account is different. So take your time.

14 MR. MOSKOWITZ: Joey -- and give her the  
15 document, if you want to email it.

16 BY MR. MOSKOWITZ:

17 Q. And it sets out exactly what Voyager allegedly  
18 was doing and what the accounts are allegedly doing.

19 My question to you is just, is this Mark  
20 Cassidy's account?

21 MR. SADEGHI: Objection to form.

22 THE WITNESS: His account is not different  
23 than the other accounts and any other accounts on  
24 the -- on the app.

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1 BY MR. MOSKOWITZ:

2 Q. Okay. So -- so my question -- just my next  
3 question is, all of these investigations that are being  
4 done by the State AGs and the SEC applies to Mark  
5 Cassidy's account?

6 MR. SADEGHI: Objection to form.

7 THE WITNESS: I'm not sure. I -- I would -- I  
8 think, yes.

9 BY MR. MOSKOWITZ:

10 Q. What do you need to know -- do you want to  
11 read the article or what do you need to do, as the  
12 corporate rep, to say, yes, all of these investigations  
13 involve interest-bearing accounts exactly as we've been  
14 speaking about today for Mr. Cassidy? What do you need  
15 so that you could say, yes, they are talking about the  
16 account that Mr. Cassidy does and he doesn't have  
17 anything unique or different which would not apply to  
18 all of these investigations?

19 A. You dropped off.

20 Q. What else do you need from us so that you can  
21 say, as the corporate rep depo -- deponent who is the  
22 most qualified to talk about Mark Cassidy's account,  
23 that his account is the same account that these attorney  
24 generals and the SEC are saying possibly should be  
25 registered securities?

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1 MR. SADEGHI: I'll object --

2 BY MR. MOSKOWITZ:

3 Q. What else do you need to know?

4 MR. SADEGHI: I'll object to form and note  
5 that this is not within any of the noticed  
6 deposition topics under the 30(b)(6) deposition  
7 notice.

8 MR. MOSKOWITZ: Okay.

9 MR. SADEGHI: But you can answer in your  
10 personal capacity to the extent you know.

11 THE WITNESS: To the extent I know, they --  
12 they would not be different from any of the other  
13 accounts.

14 BY MR. MOSKOWITZ:

15 Q. Okay. Thank you.

16 (Defendants' Exhibit Number 14 was marked for  
17 identification.)

18 BY MR. MOSKOWITZ:

19 Q. Let me show -- now show you what we have as  
20 Exhibit 14. And we have two emails that were produced  
21 to us from Voyager. We'll start with the first one.

22 MR. MOSKOWITZ: If you could focus in on the  
23 top, Joey.

24 BY MR. MOSKOWITZ:

25 Q. It's an email from Dave Brosgol to Janice

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